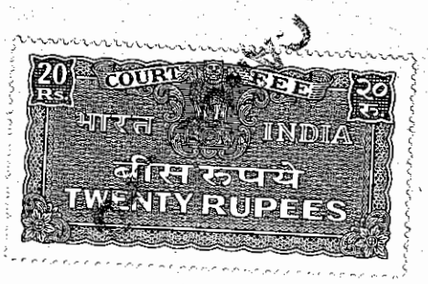
1.

SINGLE BENCH



माननीय उच्च न्यायालय छत्तीसगढ़ बिलासपुर (छ.ग.)

W.P. (S) 821 /2006

अर्जुन लाल चन्द्रवंशी वल्द डी.आर.चंद्रवंशी
उम्र लगभग 41 वर्ष खण्ड स्त्रोत समन्वयक
विकास खण्ड स्त्रोत केन्द्र राजीव गांधी शिक्षा
मिशन अकलतरा जिला जांजगीर चॉपा (छ.ग.) .....याचिकाकर्ता

विरूद्ध

छ.ग. शासन द्वारा

1. संचालक लोक शिक्षण
   संचनालय छ.ग. रायपुर
2. अवर सचिव छ.ग. शासन
   स्कूल शिक्षा विभाग रायपुर
3. कलेक्टर एवं जिला मिशन संचालक
   राजीव गांधी शिक्षा मिशन
   जांजगीर/चांपा छ.ग. .....उत्तरवादीगण

P.R. No. 6042/06
Presented by Shri T. A. Khan
dated 1/12/06

RECEIVED-COPY
dated 1-12-06
Addl. GR to A. G. BILASPUR

प्रादेश/रीट याचिका अंतर्गत अनुच्छेद 226 सहपठीत् अनुच्छेद 227 भारतीय संविधान

(29)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench: Hon'ble Shri Satish K. Agnihotri, J.

W. P. No. 821 OF 2007

Petitioner — Arjun Lal Chandravanshi

Vs.

Respondents — State of Chhattisgarh & Others.

PRESENT:-

Ms. Meenu Banerjee, counsel for the petitioner.

Shri Sushil Dubey, G.A. for State.

ORAL ORDER

(9th February, 2007)

1. Learned counsel for the petitioner submits that the petitioner was appointed as Asstt. Teacher. Prior to appointment of Asstt. Teacher, the petitioner vide order dated 10.2.2004 was appointed as Block Resource Co-ordinator in Rajiv Gandhi Shiksha Mission, Pandariya against vacant post. Thereafter vide order dated 1.11 .2004, (Annexure P-2), the petitioner was sent as Asstt. Teacher, Primary School, Block Bodla, Distt. Kabirdham on deputation. On 15.1.2006, the deputation period of the petitioner came to an end and the petitioner was posted back to his original place at Akaltara. The petitioner has impugned the order dated 15.11.2006 on the ground that this tantamounts to frequent transfers.

2. On examination of the pleadings and documents appended thereto, it is evident that this is not a case of transfer but this is a case of cancellation of the deputation on completion of 2 years. The counsel have not made out in the case as to why deputation should not be recalled after completion of 2 years. The petition lacks material facts. Even otherwise, there is no indefeasible right accrued in favour of the petitioner to continue forever on a deputation post. This Court in exercise of its jurisdiction under Article 226 of the Constitution of India cannot entertain such a petition where no infringement of any right has been alleged or claimed.

2. This petition is accordingly dismissed.

Sd/-
Satish K. Agnihotri
Judge

Priya